

(3)
No. 98-84

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IN THE
Supreme Court of the United States
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SUPREME COURT, U.S.

OCTOBER TERM, 1998

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION,
Petitioner,

v.

R. M. SMITH,
Respondent.

On Writ of Certiorari to the
United States Court of Appeals
for the Third Circuit

JOINT APPENDIX

MARTIN MICHAELSON
JOHN G. ROBERTS, JR.*
GREGORY G. GARRE
LORANE F. HEBERT
HOGAN & HARTSON L.L.P.
555 Thirteenth Street, N.W.
Washington, D.C. 20004
(202) 637-5810

JOHN J. KITCHIN
ROBERT W. MCKINLEY
SWANSON, MIDGLEY, GANGWERE,
KITCHIN & McLARNEY
922 Walnut Street
Suite 1500
Kansas City, MO 64106
(816) 842-6100

ELSA KIRCHER COLE
General Counsel
NATIONAL COLLEGIATE
ATHLETIC ASSOCIATION
6201 College Boulevard
Overland Park, KS 66211
(913) 339-1906

Counsel for Petitioner

CARTER G. PHILLIPS *
VIRGINIA A. SEITZ
SIDLEY & AUSTIN
1722 Eye Street, N.W.
Washington, D.C. 20006
(202) 736-8000
Counsel for Respondent

* Counsel of Record

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The appendix to the petition for certiorari contains the following material which is omitted from the Joint Appendix:

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Opinion and Order of the District Court, filed May 21, 1997	21a
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**U.S. DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA
(PITTSBURGH)**

Civil Docket for Case #: 96-CV-1604

SMITH

v.

NATIONAL COLLEGIATE, et al,

RELEVANT DOCKET ENTRIES

Date	No.	PROCEEDINGS
2/27/96	1	COMPLAINT Filing Fee \$120.00 Receipt #1872 (ces) [Entry date 08/29/96]
10/28/96	5	MOTION by NATIONAL COLLEGIATE to Dismiss with Proposed Order. (Attorney: Christine A. Ward, Elizabeth T. Phillips) (ces) [Entry date 10/29/96]
11/19/96	9	BRIEF by R. M. SMITH in opposition to [5-1] motion to Dismiss by NATIONAL COLLEGIATE (ces) [Entry date 11/20/96]
11/25/96	10	REPLY BRIEF by NATIONAL COLLEGIATE to [9-1] brief in opposition by R. M. SMITH (ces)
5/20/97	17	ORDER granting in its entirety deft's [5-1] motion to Dismiss; dismissing as moot [11-1] motion for Disqualification due to Conflict of Interest (signed by Judge Donetta W. Ambrose on 5/21/97) CM all parties of record. Notices mailed. (ces) [Entry date 05/21/97]
5/30/97	18	MOTION with Brief in Support by R. M. SMITH to Amend [1-1] complaint (ces) [Entry date 06/02/97]

Date	No.	PROCEEDINGS
5/30/97	—	BRIEF by R. M. SMITH in support of [18-1] motion to Amend [1-1] complaint by R. M. SMITH (w/no. 18) (ces) [Entry date 06/06/97]
6/5/97	19	RESPONSE (SUGGESTIONS IN OPPOSITION) by NATIONAL COLLEGIATE to [18-1] motion to Amend [1-1] complaint by R. M. SMITH (ces) [Entry date 06/06/97]
6/6/97	—	ORDER upon motion denying as moot [18-1] motion to Amend [1-1] complaint, Ct. having granted deft's motion to dismiss on 5/20/97 (signed by Judge Donetta W. Ambrose on 6/5/97 CM all parties of record. (ces)
6/18/97	20	NOTICE OF APPEAL by R. M. SMITH from [17-1] order date 5/21/97 FILING FEE \$105. RECEIPT #7351 TPO issued. (pt)
6/18/97	21	NOTICE OF APPEAL by R. M. SMITH from [0-0] order dated 6/6/97 FILING FEE \$105/ RECEIPT #7351 TPO issued. (pt)
5/1/98	24	Certified copy of JUDGMENT dated 3/16/98 issued in lieu of a formal mandate on 4/29/98 received from USCA re: appeals filed 6/18/98 at document nos. 20 and 21 affirming the judgment of the District court entered 5/21/97 and order entered 6/6/97 insofar as dismissal of the Sherman Act claim, vacated insofar as dismissal of Title IX claim, reversed insofar as the denial of the motion for leave to amend the complaint with respect to the Title IX claim and the cause is remanded to the District court with direction to reinstate the state law contract claim and for further proceedings in accord with the opinion of this Court. Each party to bear own costs. All of the above in accord with the opinion of the Circuit Ct. (ces) [Entry date 05/04/98]

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Docket # 97-3346 & 97-3347

SMITH

v.

NATL COLLEGIATE

Appeal from: U.S. District Court for the
Western District of Pennsylvania

RELEVANT DOCKET ENTRIES

Date	PROCEEDINGS
6/24/97	CIVIL CASE DOCKETED. Notice filed by Renee M. Smith. (sma) [97-3347]
3/16/98	PUBLISHED OPINION (Greenberg, Authoring Judge, Nygaard, McKee, Circuit Judges), filed. (sma) [97-3346 97-3347]
3/16/98	JUDGMENT affirming insofar as the dismissal of the Sherman Act Claim, vacating insofar as the dismissal of the Title IX claim, reversing insofar as the denial of the motion for leave to amend the complaint with respect to the Title IX claim and remanding to the District Court with direction to reinstate the state law contract claim, filed (sma) [97-3346 97-3347]
4/20/98	ORDER (Becker, Chief Judge, Sloviter, Stapleton, Mansmann, Greenberg, Authoring Judge, Scirica, Cowen, Nygaard, Alito, Roth, McKee, Rendell, Circuit Judges) denying petitions for in rehearing by Appellant Renee M. Smith and Appellees Natl Collegiate, Natl Collegiate, filed. (sma) [97-3346 97-3347]